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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

HOMERO REYES,

Plaintiff(s),

v.

CARDENAS MARKETS, LLC, et al.,

Defendant(s).

Case No. 2:23-cv-01346-RFB-NJK

Order

[Docket No. 8]

A discovery plan must include “a statement of when initial disclosures were made or will be made.” Fed. R. Civ. P. 26(f)(3)(A).¹ The parties’ discovery plan does not comply with this rule. Accordingly, the discovery plan is **DENIED** without prejudice. An amended discovery plan must be filed by September 25, 2023.²

IT IS SO ORDERED.

Dated: September 19, 2023


Nancy J. Koppe
United States Magistrate Judge

¹ This is now the third time in recent weeks that defense counsel have been notified of this issue. *See also Carvajal v. Cardenas Markets, LLC*, No. 2:23-cv-01207-JAD-NJK, Docket No. 9 (D. Nev. Sept. 12, 2023); *McConnell v. Estes Express Lines, Inc.*, No. 2:23-cv-01227-GMN, NJK, Docket No. 10 (D. Nev. Aug. 11, 2023). Counsel are urged to update their discovery plan forms to ensure compliance with this rule moving forward.

² Defendant Elias Properties has recently accepted service and appears to be represented by the same counsel as Cardenas. *See* Docket No. 9. Given these circumstances, the amended discovery plan must either be signed by Elias Properties or make clear that the deadlines set therein apply to later appearing parties.